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9 *Counsel for Plaintiffs David Melvin, J.L., and Putative Class*

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**IN RE 23ANDME, INC. CUSTOMER
DATA SECURITY BREACH LITIG.**

This Document Relates to:
Melvin et al v 23andMe, Inc., Case No. 24-cv-00487-EMC

Case No.: 24-md-03098-EMC

***MELVIN PLAINTIFFS' NOTICE OF
FILING OF MOTION TO APPOINT
INTERIM LEADERSHIP OF CLASS
ACTION***

1 **NOTICE OF FILING OF MOTION TO APPOINT INTERIM LEADERSHIP OF CLASS**

2 **ACTION**

3 **PLEASE TAKE NOTICE THAT** pursuant to the Court's February 26, 2024 Minute Order
4 requesting that motions to appoint lead counsel be filed "within one week after the JPML issues
5 decision," *see Santana v. 23andMe, Inc.*, No. 23-cv-4187-EMC, Dkt. 13 (N.D. Cal.), the *Melvin*
6 Plaintiffs filed the attached Motion to Appoint Interim Leadership of Class Action (the "Motion") in
7 its member case on April 18, 2024 requesting that the Court appoint Rafey S. Balabanian of
8 Edelson PC as Interim Lead Counsel on behalf of the putative class pursuant to Fed. R. Civ. P.
9 23(g). *See Melvin v. 23andMe, Inc.*, No. 24-cv-487-EMC, Dkts. 41-42, 44 (N.D. Cal.) (attached
10 hereto as Exhibit A (Motion, accompanying exhibits, and [proposed] order), Exhibit B (Declaration
11 of Rafey S. Balabanian and accompanying exhibit), and Exhibit C (Proof of Service)). A hearing on
12 the Motion is presently scheduled for June 13, 2024 at 1:30 p.m. in Courtroom 5, 17th Floor of the
13 U.S. District Court for the Northern District of California, San Francisco Division, at 450 Golden
14 Gate Avenue, San Francisco, California 94102, via Zoom Webinar. The Zoom Webinar information
15 to access the hearing is: Webinar ID: 161 991 1861, Password: 912881. You can also access a link
16 to the Zoom Webinar information through Judge Chen's webpage, linked here:
17 <https://www.cand.uscourts.gov/judges/chen-edward-m-emc/>.

18 *Melvin* Plaintiffs file this Notice out of an abundance of caution, and to provide the Court
19 and the parties a full record on a single docket. Counsel for all parties were previously served with
20 an electronic copy of the Motion on April 18, 2024. *See Ex. C (Proof of Service).*

21
22 Respectfully Submitted,

23 **DAVID MELVIN and J.L.**, individually and on
24 behalf of all others similarly situated,

25 Dated: April 22, 2024

By: /s/ J. Eli Wade-Scott
One of Plaintiffs' Attorneys

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